

PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)

Attorney Docket Number
CRP-070FWCN2 (2054/39)



In re Application of Rueger et al.

Application Serial No. 08/937,756

Filed September 25, 1997

Group Art Unit 1645

Examiner Hayes, R

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response in the above entitled application.

The requested extension and appropriate non-small-entity fee are as follows
(check time period desired)

- | | | |
|-------------------------------------|----------------------------------|-----------|
| <input checked="" type="checkbox"/> | One month (37 CFR 1.17(a)(1)) | \$ 110.00 |
| <input type="checkbox"/> | Two months (37 CFR 1.17(a)(2)) | \$ |
| <input type="checkbox"/> | Three months (37 CFR 1.17(a)(3)) | \$ |
| <input type="checkbox"/> | Four months (37 CFR 1.17(a)(4)) | \$ |
| <input type="checkbox"/> | Five months (37 CFR 1.17(a)(5)) | \$ |

Applicant is a small entity under 37 CFR 1.9 and 1.27, therefore the fee amount shown above is reduced by one-half, and the resulting fee is: \$55.00.

A small entity statement under 37 CFR 1.27:

- is enclosed.
 has already been filed in this application.

- A check in the amount of the fee is enclosed.
 The Commissioner is hereby authorized to charge the required fee to Deposit Account No. 20-0531. Enclosed is a copy of this sheet.
 The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Deposit Account No. 20-0531.

I am the assignee of record of the entire interest.
 applicant.
 attorney or agent of record.
 attorney or agent under 37 CFR 1.34(a).

Registration number if acting under 37 CFR 1.34(a). _____.

CORRESPONDENCE ADDRESS	SIGNATURE BLOCK
<p>Direct all correspondence to: Patent Administrator Testa, Hurwitz & Thibeault, LLP High Street Tower 125 High Street Boston, MA 02110 12/18/1998 MOHAMME 00000037 08937756 01 FC:215 55.00 ⁰⁰ Tel. No.: (617) 248-7000 Fax No.: (617) 248-7100</p>	<p>Respectfully submitted, Timothy P. Linkkila Attorney for Applicants Testa, Hurwitz & Thibeault, LLP High Street Tower 125 High Street Boston, MA 02110</p>

**TRANSMITTAL
FORM**

DEC 16 1998

PATENT & TRADEMARK OFFICE

Application Serial Number	08/937,756
Filing Date	September 25, 1997
First Named Inventor	Rueger et al.
Group Art Unit	1645
Examiner Name	Hayes, R
Attorney Docket No.	CRP-070FWCN2 (2054/39)

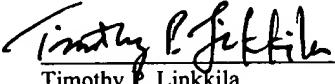
ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Check Attached <input type="checkbox"/> Copy of Fee Transmittal Form <input type="checkbox"/> Amendment/Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Letter to Official Draftsperson including Drawings [Total Sheets _____] <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Form PTO-1449 <input type="checkbox"/> Copies of IDS Citations <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application	<input type="checkbox"/> Copy of Notice to File Missing Parts of Application (PTO-1553) <input type="checkbox"/> Formal Drawing(s) <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> To Convert to a Provisional Application <input type="checkbox"/> Power of Attorney (Revocation of Prior Powers) <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Executed Declaration and Power of Attorney for Utility or Design Patent Application <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund <input type="checkbox"/> After Allowance Communication to Group	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (<i>Appeal Notice, Brief, Reply Brief</i>) <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Return Receipt Postcard <input checked="" type="checkbox"/> Certificate of First Class Mailing under 37 C.F.R. 1.8 <input checked="" type="checkbox"/> Additional Enclosure(s) (<i>please identify below</i>) Response to Restriction Requirement
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CORRESPONDENCE ADDRESS

Direct all correspondence to: Patent Administrator
 Testa, Hurwitz & Thibeault, LLP
 High Street Tower
 125 High Street
 Boston, MA 02110
 Tel. No.: (617) 248-7000
 Fax No.: (617) 248-7100

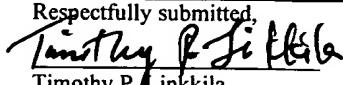
SIGNATURE BLOCK

Respectfully submitted,

 Timothy P. Linkkila
 Attorney for Applicants
 Testa, Hurwitz & Thibeault, LLP
 High Street Tower
 125 High Street
 Boston, MA 02110

FEE TRANSMITTAL		Complete if Known	
		Application Serial Number	08/937,756
		Filing Date	September 25, 1997
		First Named Inventor	Rueger et al.
		Group Art Unit	1645
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Note: Effective October 1, 1997.
Patent fees are subject to annual revision

DEC 16 1998

METHOD OF PAYMENT		FEE CALCULATION (continued)																																																																																		
1. <input checked="" type="checkbox"/> Payment Enclosed: <input checked="" type="checkbox"/> Check <input type="checkbox"/> Money Order <input type="checkbox"/> Other		3. ADDITIONAL FEES <table border="1"> <thead> <tr> <th>Large Entity Fee (\$)</th> <th>Small Entity Fee (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>130</td><td>65</td><td>Surcharge - late filing fee or oath</td><td></td></tr> <tr><td>50</td><td>25</td><td>Surcharge - late provisional filing fee or</td><td></td></tr> <tr><td>130</td><td>130</td><td>Non-English specification</td><td></td></tr> <tr><td>2,520</td><td>2,520</td><td>For filing a request for reexamination</td><td></td></tr> <tr><td>110</td><td>55</td><td>Extension for reply within first month</td><td></td></tr> <tr><td>380</td><td>190</td><td>Extension for reply within second month</td><td></td></tr> <tr><td>870</td><td>435</td><td>Extension for reply within third month</td><td></td></tr> <tr><td>1,360</td><td>680</td><td>Extension for reply within fourth month</td><td></td></tr> <tr><td>1,850</td><td>925</td><td>Extension for reply within fifth month</td><td></td></tr> <tr><td>300</td><td>150</td><td>Notice of Appeal</td><td></td></tr> <tr><td>300</td><td>150</td><td>Filing a brief in support of an appeal</td><td></td></tr> <tr><td>260</td><td>130</td><td>Request for oral hearing</td><td></td></tr> <tr><td>130</td><td>130</td><td>Petitions to the Commissioner</td><td></td></tr> <tr><td>50</td><td>50</td><td>Petitions related to provisional applications</td><td></td></tr> <tr><td>240</td><td>240</td><td>Submission of Information Disclosure Statement (37 CFR 1.97(c))</td><td></td></tr> <tr><td>130</td><td>130</td><td>Submission of Information Disclosure Statement (37 CFR 1.97(d))</td><td></td></tr> <tr><td>760</td><td>380</td><td>Filing a submission after final rejection (37 CFR 1.129(a))</td><td></td></tr> <tr><td>760</td><td>380</td><td>For each additional invention to be examined (37 CFR 1.129(b))</td><td></td></tr> <tr><td></td><td></td><td>Other (Specify)</td><td></td></tr> </tbody> </table>			Large Entity Fee (\$)	Small Entity Fee (\$)	Fee Description	Fee Paid	130	65	Surcharge - late filing fee or oath		50	25	Surcharge - late provisional filing fee or		130	130	Non-English specification		2,520	2,520	For filing a request for reexamination		110	55	Extension for reply within first month		380	190	Extension for reply within second month		870	435	Extension for reply within third month		1,360	680	Extension for reply within fourth month		1,850	925	Extension for reply within fifth month		300	150	Notice of Appeal		300	150	Filing a brief in support of an appeal		260	130	Request for oral hearing		130	130	Petitions to the Commissioner		50	50	Petitions related to provisional applications		240	240	Submission of Information Disclosure Statement (37 CFR 1.97(c))		130	130	Submission of Information Disclosure Statement (37 CFR 1.97(d))		760	380	Filing a submission after final rejection (37 CFR 1.129(a))		760	380	For each additional invention to be examined (37 CFR 1.129(b))				Other (Specify)	
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2. AMENDMENT CLAIM FEES <table border="1"> <thead> <tr> <th>Claims Remaining After Amend.</th> <th>Highest No. Previously Paid For</th> <th>Present Extra</th> <th>Rate</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>Total</td><td>- =</td><td></td><td>x \$ 18.00 =</td><td></td></tr> <tr><td>Indep.</td><td>- =</td><td></td><td>x \$ 78.00 =</td><td></td></tr> <tr><td colspan="2"><input type="checkbox"/> First Presentation of Multiple Dep. Claim</td><td></td><td>+ \$260.00 =</td><td></td></tr> </tbody> </table>		Claims Remaining After Amend.	Highest No. Previously Paid For	Present Extra	Rate	Fee Paid	Total	- =		x \$ 18.00 =		Indep.	- =		x \$ 78.00 =		<input type="checkbox"/> First Presentation of Multiple Dep. Claim			+ \$260.00 =		SUBTOTAL (3) (\$)																																																														
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PATENT
Attorney Docket No. CRP-070FWCN2
(2054/39)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Rueger et al.

SERIAL NO.: 08/937,756 GROUP NO.: 1645

FILING DATE: September 25, 1997 EXAMINER: Hayes, R

TITLE: Morphogen-Induced Nerve Regeneration and Repair

CERTIFICATE OF FIRST CLASS MAILING UNDER 37 C.F.R. 1.8

I hereby certify that this correspondence, and any document(s) referred to as enclosed herein, is/are being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to the Assistant Commissioner for Patents, Washington, DC 20231 on this 14th day of December, 1998.



Kimberly A. Terrio

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

RECEIVED

Submitted herewith are:

DEC 22 1998

Response to Restriction Requirement (2 pages), a Petition for Extension of Time Under 37 C.F.R. 1.13(a) (1 page), a Fee Transmittal (1 page), a Transmittal Form (1 page), check number 151182 in the amount of \$55.00 and a mailroom postcard.